

Serial No.: 10/795,978
Docket No.: 28951.5172 D1

REMARKS

Claims 1-4 and 11-14 remain herein.

Claims 1-4 and 11-14 were rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-4 of Takano et al. U.S. Patent 6,729,018 which issued from the present application of the present divisional application. Claims 1-4 were withdrawn from consideration in the parent application pursuant to a restriction requirement under 35 U.S.C. § 121 and made the subject of this divisional application. Furthermore, claims 11-14 also claim the subject matter restricted from the parent application. Thus, pursuant to § 121, Takano cannot be a lawful basis for the rejection of applicants' present claims 1-4 and 11-14.

Applicants therefore request withdrawal of this rejection and allowance of all claims 1-4 and 11-14.

Accordingly, the application is now fully in condition for allowance and a notice to that effect is respectfully requested. The PTO is hereby authorized to charge/credit any fee deficiencies or overpayments to Deposit Account No. 19-4293 (Order No. 28951.5172 D1). If further amendments would place this application in even better condition for issue, the

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Examiner is invited to call applicants' undersigned attorney at the number listed below.

Respectfully submitted,
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